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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO

DENNIS M. LORENZ, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

vs.

SAFEWAY INC., SAFEWAY BENEFIT
PLANS COMMITTEE, and DOES 1 through 50,
inclusive,

Defendants.

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SAFEWAY INC. and SAFEWAY
BENEFIT PLANS COMMITTEE

Case No. 3:16-cv-04903-JST

**JOINT STIPULATION TO CONTINUE
CASE DEADLINES; ~~PROPOSED~~
ORDER**

Assigned to Hon. Jon S. Tigar

1 Plaintiff, Dennis M. Lorenz (“Plaintiff”), and Defendants, Safeway Inc. (“Safeway”) and
2 Safeway Benefit Plans Committee (“Benefit Plans Committee”), collectively (“Defendants”),
3 through their counsel, hereby stipulate and agree that:

4 WHEREAS, Plaintiff filed a complaint against Defendants and Great-West Financial RPS
5 LLC (“Great-West”) on August 25, 2016;

6 WHEREAS, Plaintiff filed an Amended Complaint on September 16, 2016 (Docket No. 7);

7 WHEREAS, Plaintiff filed a Second Amended Complaint on November 21, 2016 (Docket
8 No. 31);

9 WHEREAS, the Court dismissed the claims against Great-West with prejudice and
10 consequently removed Great-West as a defendant in this action on March 13, 2017 (Docket No. 58);

11 WHEREAS, Plaintiff filed a Third Amended Complaint on March 31, 2017 (Docket No.
12 66);

13 WHEREAS, after the Court found this matter to be related to the case of *Maria Karla*
14 *Terraza v. Safeway Inc., et al.* (No. 16-cv-03994-JST) (see Docket No. 26), the Parties in this matter
15 and *Terraza* streamlined their discovery process;

16 WHEREAS, the Parties Stipulated to Continue Case Deadlines, and this Court has entered
17 orders continuing case deadlines on December 18, 2017 (Dkt. 79) and on February 21, 2018
18 (Dkt. 84);

19 WHEREAS, the Parties have exchanged initial disclosures, engaged in written discovery and
20 exchange of documents, and will have taken 17 fact witness depositions on or before the current
21 deadline to complete fact discovery on April 27, 2018;

22 WHEREAS, when the current deadline to complete fact discovery passes, three additional
23 depositions will remain to be taken;

24 WHEREAS, because depositions will remain outstanding when the current deadline to
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complete fact discovery passes, the Parties will be unable to provide potential experts with all fact discovery relevant to the case when fact discovery closes;

WHEREAS, although the Parties have been working diligently and cooperatively in the discovery process and in preparing this case for trial, the Parties believe that, given the number of Defendants and the scope of discovery, including the necessity of taking 20 depositions in no less than five different states, the current schedule does not provide adequate time to complete discovery and exchange expert reports. The Parties therefore respectfully request that the Court continue the case deadlines as detailed below;

WHEREAS, the Parties have previously made two requests to extend the deadlines for completing discovery and filing dispositive motions, and the pretrial and trial dates (Dkts. 79, 84);

WHEREAS, the Parties do not propose any change in the trial schedule or the remainder of the pretrial schedule;

NOW, THEREFORE, the Parties, through their respective counsel, hereby stipulate, subject to the approval of the Court, to the following schedule:

Event	Current Deadline (Dkt. 84)	Proposed Deadline	Length of Requested Extension
Deadline to complete fact discovery	April 27, 2018	May 3, 2018	Six Days
Deadline for expert disclosures	May 11, 2018	May 22, 2018	Eleven Days
Deadline for expert rebuttal	May 30, 2018	June 8, 2018	Nine Days
Deadline to complete expert discovery	June 8, 2018	June 20, 2018	Twelve Days
Deadline to file dispositive motions	June 21, 2018	June 28, 2018	Seven Days

IT IS SO STIPULATED.

DATED: April 26, 2018

TRUCKER ♦ HUSS

By: /s/R. Bradford Huss
R. Bradford Huss
Attorneys for Defendants
SAFEWAY INC. and SAFEWAY BENEFIT
PLANS COMMITTEE

1 Dated: April 26, 2018

SCHNEIDER WALLACE COTTRELL
KONECKY WOTKYNs, LLP

3
4 By: /s/Kyle G. Bates
Kyle G. Bates
Attorneys for Plaintiff

6 I attest that my firm has obtained concurrence in the filing of this document from Kyle G.
7 Bates

8 DATED: April 26, 2018

9 TRUCKER ♦ HUSS

10 By: /s/R. Bradford Huss
R. Bradford Huss
Attorneys for Defendants
SAFEWAY INC. and BENEFIT PLANS
COMMITTEE SAFEWAY INC.

13 ~~PROPOSED~~ ORDER

14 Good cause exists for an order continuing the deadlines for completing fact and expert
15 discovery, including submitting expert disclosures and rebuttals, and filing dispositive motions to
16 the following dates:

17 May 3, 2018 – Deadline to complete fact discovery

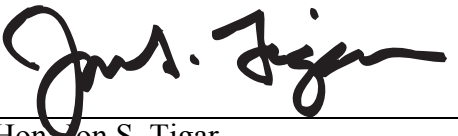
18 May 22, 2018 – Deadline for expert disclosures

19 June 8, 2018 – Deadline for expert rebuttal

20 June 20, 2018 – Deadline to complete expert discovery

21 June 28, 2018 – Deadline to file dispositive motions

23 DATED: April 27, 2018

22 
Hon. Jon S. Tigar
United States District